

MEETINGS TO DATE 23
NO. OF REGULARS 15
NO. OF SPECIALS 8

LANCASTER, NEW YORK
September 6, 1988

A Joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 6th day of September 1988, at 7:00 P.M. and there were

PRESENT: STANLEY JAY KEYSA, SUPERVISOR
RONALD A. CZAPLA, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN
DONNA G. STEMPNIAK, PLANNING BOARD CHAIRMAN
ANTHONY FRANJOINE, PLANNING BOARD MEMBER
JOHN P. GOBER, PLANNING BOARD MEMBER
MILDRED WHITTAKER, PLANNING BOARD MEMBER
GEORGE E. O'NEIL, PLANNING BOARD MEMBER

ABSENT: JOHNSTONE N. REID, JR., PLANNING BOARD MEMBER

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
NICHOLAS LO CICERO, DEP. TOWN ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR

PURPOSE OF MEETING:

This Joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for a State Environmental Quality Review of a proposed new zoning map for the entire Town of Lancaster outside of the Village of Lancaster and the Village of Depew.

IN THE MATTER OF THE SEQR REVIEW OF A PROPOSED NEW ZONING MAP FOR THE TOWN OF LANCASTER

The joint boards then proceeded with the Environmental Assessment on the proposed new zoning map with an item for item review and discussion of the project impact and magnitude as outlined on the Full Environmental Assessment Form Part 2 which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD CHAIRMAN STEMPNIAK
WHO MOVED ITS ADOPTION, SECONDED BY ,
COUNCILMAN KWAK, TO WIT:

RESOLVED, that the following Negative Declaration be adopted:

**NOTICE OF DETERMINATION
PROPOSED NEW TOWN ZONING MAP
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described project, which was a Type 1 action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Nicholas LoCicero, Deputy Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed new zoning map encompasses the entire Town of Lancaster exclusive of the area of the Villages of Lancaster and Depew as contained therein.

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least four (4) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found the project impacts to be as follows:

1. The proposed action will not result in a physical change to the project site. **Be it noted** that the proposed map would restrict use of the flood plain.
2. There will be no effect to any unique or unusual land forms found on the site.
3. The project will not affect any water body designated as protected. **Be it noted** that the proposed map would restrict use of the flood plain.
4. The project will not affect any non-protected existing or new body of water.
5. The project will not affect surface or groundwater quality.
6. The project will not alter drainage flow patterns or surface water runoff.
7. The project will not affect air quality.
8. The project will not affect any threatened or endangered species. **Be it noted** that the proposed action will retard development in wetlands and flood plain areas. The potential impact of the N/S Beltway can be mitigated in design.
9. The project will not substantially affect non-threatened or non-endangered species.
10. The project will not affect agricultural land resources. **Be it noted** that the proposed action increases land areas zoned to agricultural use.
11. The project will not affect aesthetic resources. **Be it noted** very few essential changes can be noted.
12. The project will not impact upon any site or structure of historic, pre-historic or paleontological importance.
13. The project will not affect the quantity or quality of existing or future open spaces or recreational opportunities. **Be it noted** that the proposed action increases open space and will preserve, through regulation, flood plain and wet lands.
14. The project will not effect existing transportation systems. **Be it noted** that the proposed N/S Beltway will be subject to a SEQR at time of construction.

15. The project will not affect the community's sources of fuel or energy supply.
16. There will be no objectional odors, noise, or vibration as a result of this project.
17. The project will not affect public health and safety. Be it noted that the proposed new zoning map will help control growth.
18. The project will not affect the character of the existing community.
19. There is not, nor is there likely to be, public controversy related to potential adverse environmental impacts.

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is here by authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR KEYSA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN MILLER	VOTED YES
PLANNING BOARD CHAIR. STEMPIAK	VOTED YES
PLANNING BOARD MEMBER FRANJOINE	VOTED YES
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER O'NEIL	VOTED YES
PLANNING BOARD MEMBER REID	WAS ABSENT
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

ON MOTION DULY MADE, SECONDED AND CARRIED, by voice vote, the joint meeting was adjourned at 7:55 P.M.

Signed

Robert P. Thill

Robert P. Thill, Town Clerk

File: BD-MIN-SEQR

MEETINGS TO DATE 24
NO. OF REGULARS 16
NO. OF SPECIALS 8

LANCASTER, NEW YORK
SEPTEMBER 6, 1988

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 6th day of September 1988 at 8:00 P.M. and there were

PRESENT: RONALD A. CZAPLA, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN
STANLEY JAY KEYSA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
RICHARD J. SHERWOOD, TOWN ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR
THOMAS E. FOWLER, CHIEF OF POLICE
NICHOLAS LO CICERO, DEPUTY TOWN ATTORNEY
BRUCE SHEARER, TOWN ENGINEER

PUBLIC HEARING SCHEDULED FOR 8:15 P.M.:

At 8:15 P.M., the Town Board held a Public Hearing to hear all interested persons upon the proposed enactment of Local Law No. 1 of the Year 1988, also known as Chapter 21A, entitled "Games of Chance".

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

<u>PROPOSERS</u>	<u>ADDRESS</u>
Jeff Stribbling	3 Oakwood Avenue, Lancaster, New York
Burce Carlson	61 Suffield Avenue, Depew, New York

<u>OPPOSERS</u>	<u>ADDRESS</u>
None	

<u>COMMENTS</u>	<u>ADDRESS</u>
None	

<u>QUESTIONS</u>	<u>ADDRESS</u>
None	

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN MILLER AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:25 P.M.

PUBLIC HEARING SCHEDULED FOR 8:15 P.M. CONT'D.

The Town Board later in the meeting adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M., the Town Board held a Public Hearing to hear all interested persons upon the proposed rezone petition of Robert J. Deutschlander for property located on the northeast corner of Aurora and William Streets, from a R1, Single-Family Residence District to a C1, Local Retail Business District.

The Supervisor, at this time, excused himself from the meeting and the Public Hearing deliberations on this matter stating that as a private attorney he has, for years, represented the family of the seller of the property. Deputy Supervisor Czapla assumed Chairmanship of the meeting.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Town Clerk presented copies of letters which were mailed to the Petitioner, the Erie County Division of Planning, and various residents of the Town of Lancaster, notifying them of the time and place of this Public Hearing.

The Town Clerk presented a Zoning Coordination Referral from the Erie County Division of Planning wherein the Division acknowledged receipt of a Notice of this Public Hearing and commented as follows: "NO RECOMMENDATION"

The Town Clerk presented a letter from the Town of Lancaster Planning Board to the Town Board recommending approval of the proposed rezone.

PROPONENTS

ADDRESS

Robert Deutschlander, the Petitioner	5259 Broadway, Lancaster
Joan Bainridge	4964 William St., Lancaster
Hazel Faulhaber	642 Aurora St., Lancaster
Robert Delzer	1900 Como Park Blvd., Lancaster
Eleanor Gerlock	4958 William St., Lancaster

PUBLIC HEARING SCHEDULED FOR 8:30 P.M. CONT'D.

<u>OPPONENTS</u>	<u>ADDRESS</u>
James Bolton As spokesperson for neighborhood presented opposition petition containing 63 signatures.	503 Aurora St., Lancaster
Robert Davidzak	4909 William St., Lancaster
Leo Lewek	491 Aurora St., Lancaster
Gary Schwartz	462 Aurora St., Lancaster
Rita Griffiths	469 Aurora St., Lancaster
Peter Merkwa	489 Aurora St., Lancaster
Joseph Gloffre	4972 William St., Lancaster
Glen Sorrentino	451 Aurora St., Lancaster
Patricia Scalzetta	454 Aurora St., Lancaster

<u>COMMENTS ONLY</u>	<u>ADDRESS</u>
James Guenther	562 Pavement Rd., Lancaster

<u>QUESTIONS ONLY</u>	<u>ADDRESS</u>
None	

ON MOTION BY COUNCILMAN GIZA, AND SECONDED BY COUNCILMAN MILLER AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 9:25 P.M.

The Deputy Supervisor informed those present that the Town Board would reserve decision on this matter.

At this time, Supervisor Keysa returned to the meeting and assumed the position of Chairman.

BID OPENING SCHEDULED FOR 8:45 P.M.:

At 9:30 P.M., the Town Board considered sealed proposals for furnishing to the Town of Lancaster Highway Department One New and Unused 1989 4-Wheel Drive Motor Truck with Dump Body, Snow Plow Equipment and all Hydraulics.

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the time for receiving the aforesaid proposals was closed at 9:30 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

BID OPENING SCHEDULED FOR 8:45 P.M.:

Proposals were received from the following bidders:

BIDDER

1. Nuttall Equipment Co., Inc.
525 Bulls Road
West Seneca, New York 14224
2. Buffalo White GMC
85 Michigan Avenue
Buffalo, New York 14204
3. Roberts Equipment Inc.
829 Sheridan Drive
Tonawanda, New York 14150

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the aforesaid proposals were ordered turned over to the Highway Superintendent for examination, tabulation and recommendation.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town
Board, held on August 15, 1988, as presented by the Town Clerk, be and
hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

September 6, 1988

File: R-MIN (P1)

GAMES OF CHANCE
CHAPTER 21

LICENSING OF GAMES OF CHANCE

LOCAL LAW NO. 1
1988

A LOCAL LAW TO PROVIDE FOR THE LICENSING AND REGULATION OF
GAMES OF CHANCE.

- 21.1 Authority; Title
- 21.2 Definitions
- 21.3 Games of Chance Authorized
- 21.4 Frequency of Games; Conduct of Games on Sunday
- 21.5 Restrictions
- 21.6 Sale of Alcoholic Beverages
- 21.7 Enforcement
- 21.8 Licensing Fee
- 21.9 Effective Date

Be it enacted by the Town Board of the Town of Lancaster, as
follows:

21.1 Title.

This Local Law is enacted pursuant to the authority of Article 9-A
of the General Municipal Law of the State of New York, and shall be
known as the "Games of Chance Law of the Town of Lancaster."

21.2 Definitions.

- A. The words and terms used in this Local Law shall have the
same meaning as such words and terms are used in Article 9-A
of the General Municipal Law, unless otherwise provided herein
or the context requires a different meaning.
- B. As used herein, the following terms shall have the meanings
indicated:
 - TOWN - The Town of Lancaster
 - CLERK - The Town Clerk of the Town of Lancaster
 - OFFICER - The Chief of Police of the Town of Lancaster
shall be the Chief Law Enforcement Officer.

21.3 Games of Chance Authorized; License required.

Games of Chance may be conducted in the Town by an authorized organization, after obtaining a license therefor from the Town Clerk of the Town of Lancaster, in accordance with the provisions, requirements and limitations of Article 9-A of the General Municipal Law, the rules and regulations of the New York State Racing and Wagering Board and this Local Law.

21.4 Frequency of Games; Conduct of Games on Sunday.

- (A) Games may be conducted under a license as frequently as permitted under General Municipal Law §194-b.
- (B) The conduct of Games of Chance on Sundays is authorized and licenses issued by the Town Clerk should specifically so provide, except as is otherwise provided in Article 9-A of the General Municipal Law, and in no event shall such Games of Chance be conducted on Easter Sunday, Christmas Day or New Year's Eve.

21.5 Restrictions.

Restrictions on the conduct of Games of Chance as authorized herein shall be as contained in §189 of the General Municipal Law.

21.6 Sale of Alcoholic Beverages.

The sale of alcoholic beverages at Games of Chance shall be as authorized in §194(3) of the General Municipal Law, subject to the applicable provisions of the alcoholic beverage control law.

21.7 Enforcement.

The Chief Law enforcement Officer of the Town, the Chief of Police, shall exercise control over and supervision of all games of chance conducted under an appropriately issued license. Such officer shall have all those powers and duties set forth in Article 9-A of the General Municipal Law.

21.8 Licensing Fee.

The fee payable to the Town Clerk, upon issuance of a license, shall be in accordance with and as set out in the appropriate sections of the General Municipal Law.

21.9 Effective Date.

This Local Law shall take effect immediately upon proper posting and publication, as provided in the Town Law, provided that at a referendum at the general election held for the purpose of submitting this Local Law for approval by the electorate pursuant to the provisions of law, a majority of the qualified electors of the Town, voting at said referendum, shall approve the same by voting for adoption of said Local Law.

and

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster shall:

1. Immediately post a copy of Local Law No. 1 of the Year 1988 on the Town Bulletin Board;
2. Within ten (10) days, publish a certified copy of the Local Law or an abstract thereof describing the same in general terms in the Lancaster Bee, hereby declared the official newspaper for this publication, in form attached hereto and made part hereof;
3. Maintain a file in the Town Clerk's office on Local Law No. 1 of the Year 1988, with all proofs of publication and posting required for adoption, and

BE IT FURTHER

RESOLVED, that since the above proposed Local Law is subject to mandatory referendum, the Town Clerk of the Town of Lancaster shall arrange with the Erie County Board of Elections to have the proposition placed on the ballot in the general elections in November and such proposition shall be in the following form:

"Shall Games of Chance by licensed authorized organizations and subject to the statutory regulations and restrictions of the New York State Racing and Wagering Board and the proposed Local Law No. 1 of the Year 1988, of the Town of Lancaster, be permitted within the territorial limits of the Town of Lancaster, Erie County, New York, and including the villages located therein."

and

BE IT FURTHER

RESOLVED, that the Town Clerk shall, upon adoption by a majority of the qualified electors of the said Town, file certified copies of the Local Law No. 1 of the year 1988, within five (5) days of adoption at the general election with:

- a) Town Clerk's Office
- b) One (1) copy with Office of the State Comptroller, and
- c) Four (4) copies with the Office of Secretary of State.

This resolution shall take effect immediately upon filing with the Secretary of State.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

LEGAL NOTICE
NOTICE OF ADOPTION
TOWN OF LANCASTER

PLEASE TAKE NOTICE that there has been adopted by the Town Board of the Town of Lancaster, Erie County, New York, on September 6, 1988, Local Law No. 1 of the Year 1988, entitled, "Games of Chance" and designated as Chapter 21-A of the Code of the Town of Lancaster, briefly described as follows:

"A Local Law providing for the licensing, regulation and conduct of Games of Chance within the Town of Lancaster, as provided for under Article 9-A of the General Municipal Law and the rules and regulations as promulgated by the New York State Racing and Wagering Board, and further subject to approval by the majority of the qualified voters of the Town, voting at a mandatory referendum at the general election on November 8, 1988"

A complete copy of the proposed Local Law No. 1 of the Year 1988, entitled, "Games of Chance", is available at the office of the Town Clerk for inspection by and distribution to any person during business hours.

STATE OF NEW YORK:
COUNTY OF ERIE : ss
TOWN OF LANCASTER:

This is to certify that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in the said County of Erie, have compared the foregoing copy of Local Law No. 1 of the Year 1988, with the original thereof filed in my office at Lancaster, New York, on the 6th day of September, 1988, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the said Town this 6th day of September, 1988.

Robert P. Thill
Town Clerk and Registrar of Vital Statistics

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, Josela Enterprises, 5653 Broadway, Lancaster, New York,
has requested the Town Board of the Town of Lancaster to accept work
completed under Public Improvement Permit No. 102 (street lights) for the
Installation of Improvements within Countryside Subdivision, Phase II,
within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the Improvements under
the aforesaid Public Improvement Permit and has recommended the approval
thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvement within
Countryside Subdivision, Phase II, be and is hereby approved and accepted by
the Town Board of the Town of Lancaster:

P.I.P. No. 102 - Street Lights

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

File: R-P.I.P. (P4)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the TOWN OF LANCASTER, herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of the available data, has hereby determined that certain work, as described in the State Contract, herein called the "Project", is desirable, in the public interest, and is required in order to study and/or implement the local project or program; and

WHEREAS, under Chapter 53, Sections 1 and 2, of the Laws of 1987 relating to the Local Assistance Budget the Legislature has authorized financial assistance to localities for services and expenses related to local projects, programs and studies by means of a written agreement; and

WHEREAS, the Municipality has examined and duly considered Chapter 53, Sections 1 and 2, of the Laws of 1987 relating to the Local Assistance Budget and deems it to be in the public interest and benefit under this law to enter into a contract therewith;

NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Lancaster:

1. That the Supervisor of the Town of Lancaster is hereby directed and authorized as the official representative to act in connection with any contracts between the Municipality and the State, and to provide such additional information as may be required;

2. That one (1) certified copy of this Resolution be prepared and sent to the New York State Department of Environmental Conservation, Albany, New York, together with the State Contract;

3. That this Resolution take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

September 6, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has deemed it in the public interest to approve the issuance of a public improvement permit to Josela Enterprises, Inc. for the construction of a water line from Lake Avenue west to Aurora Street and north to "The Meadows" subdivision, which will provide increased water pressure to "The Meadows" subdivision, and

WHEREAS, Josela Enterprises, Inc. has entered into an indemnification agreement to hold the town harmless from any claim arising from the construction or existence of the water line, and

WHEREAS, the Town Board desires to have the Erie County Water Authority include this water line in the lease-management agreement between the Town and the Erie County Water Authority, and

WHEREAS, the Erie County Water Authority will accept this line as part of the lease-management agreement on the condition that the Town sign a separate agreement with the Water Authority indemnifying and holding harmless the Water Authority with respect to this line;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby agrees to execute an agreement with the Erie County Water Authority regarding the aforementioned water line.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, THEODORE J. URBAN applied for a Building Permit in the Town of Lancaster on October 1, 1986, and was issued Permit No. 286 for construction of a single family home at 288 Ransom Road, and

WHEREAS, Mr. Urban was unable to perform any work under the building permit at that time and Mr. Urban now intends to build the single family dwelling for which he previously applied for a permit, as aforementioned, and

WHEREAS, the fees for a building permit have now increased and the aforementioned Mr. Urban will be required to obtain a new building permit and has therefore asked for a refund of the monies paid for the permit issued October 1, 1986;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to refund the original building application permit fee of \$225.00 to THEODORE J. URBAN, since Mr. Urban will be required to pay an application fee of \$420.00 for a building permit, based upon the fact that there was no work performed under the original permit.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR KEYSA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has reviewed a
payroll deduction program for town employees, and

WHEREAS, the Town Board has determined that the Town can join the
credit union at the Lancaster Central School District, and

WHEREAS, the School District has taken the necessary steps to
allow the Town to join its credit union,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
authorizes a payroll deduction program to be elected, if desired, by town
employees which will be administered through the credit union in the Lancaster
Central School District.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, It is the Intention of the Town Board of the Town of Lancaster to sponsor a Youth Recreation Program within the geographic area of the Town of Lancaster for the period of January 1, 1989 through December 31, 1989, and

WHEREAS, the Town of Lancaster is about to submit a renewal application for state aid for the operation of such Youth Recreation Program to the New York State Division for Youth, Albany, New York, for partial reimbursement of funds to be expended on said program, and

WHEREAS, a proposed budget for the Youth Recreation Program has been submitted for the period January 1, 1989 through December 31, 1989, in the sum of \$280,609.00, subject to final approval by the Town Board,

NOW, THEREFORE, BE IT

RESOLVED:

That the renewal application to the New York State Division for Youth is in all respects approved and that Stanley Jay Keysa, Supervisor of the Town of Lancaster, be and hereby is authorized and directed to execute and present the aforesaid application to the New York State Division for Youth, Albany, New York, for its approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

File: R-STATE-YTH (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster deems it in the
public interest to make certain amendments to the Town Ordinance entitled:
"VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE
OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER",

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State
of New York a public hearing on the proposed amendments to the Vehicle and
Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of
Erie, State of New York, will be held on the 19th day of September, 1988, at
8:15 o'clock P.M., Local Law, at the Town Hall, 21 Central Avenue, Lancaster,
New York, and that Notice of the time and place of such Hearing be published
on or before the 8th day of September, 1988, in the Lancaster Bee, the official
newspaper, being a newspaper of general circulation in said Town, and be posted
on the Town Bulletin Board, which Notice shall be in the form attached hereto
and made a part hereof.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 6th day of September, 1988, the said Town Board will hold a Public Hearing on the 19th day of September, 1988, at 8:15 o'clock P.M. Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated Chapter 46 of the Code of the said Town:

ARTICLE VIII - Stop and Yield Intersections:

§46-8, Stop Intersections designated, is hereby amended by adding thereto:

.

<u>STREET</u>	<u>DIRECTION</u>	<u>ENTRANCE STREET</u>	<u>TRAFFIC STOPS</u>	<u>SIGN LOCATION</u>
Oakwood Common	east	Heritage	Eastbound	S.W. Corner
Heritage	south	Greenmeadow	Southbound	N.W. Corner
Lucia Court	south	Greenmeadow	Southbound	N.W. Corner
Greenmeadow	east	Warner Rd.	Eastbound	S.W. Corner
Tanglewood La.	north	Pheasant Run	Northbound	S.E. Corner
Pheasant Run	west	Foxhunt	Westbound	S.E. Corner
Gale Dr. (No. ent. to Steinfeldt)	west	Steinfeldt	Westbound	N.E. Corner
Gale Dr. (So. ent. to Steinfeldt)	west	Steinfeldt	Westbound	N.E. Corner
Graceway	north	Gale Drive	Northbound	S.E. Corner
Graceway	south	Gale Dr.	Southbound	N.W. Corner
Arrow Trail	south	William St.	Southbound	N.W. Corner
Hidden Trail	south	William St.	Southbound	N.W. Corner
Eastwood Parkway	north	William St.	Northbound	S.E. Corner

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

September 6, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Lighting Committee of the Town Board of the Town of Lancaster has requested, and the New York State Electric and Gas Corporation has submitted a proposal, dated August 18, 1988, for improvement of street lighting on Greenmeadow Drive and Heritage Drive, within Consolidated Lighting District No. 1 of the Town of Lancaster, and

WHEREAS, the said Lighting Committee, after investigation, review and consideration has recommended the said installations,

NOW, THEREFORE, BE IT

RESOLVED, that the New York State Electric and Gas Corporation be and is hereby authorized to make the following installations:

Heritage Hills Subdivision, Phase II(B):

Greenmeadow Drive - 6 (Stds. 5, 6, 7, 8, 9, 10)
Heritage Drive - 2 (Stds. 17, 18)

Install:

8-3350 lumen PT, HPS lamps @ \$93.23 ea. = \$ 745.84

Conductors supplied and installed by developer; to be owned and maintained by the Town of Lancaster.

Luminares, lamps and controls to be supplied, owned and maintained by New York State Electric and Gas Corp.

Total Annual Increase \$ 745.84

and,

BE IT FURTHER

RESOLVED, that this proposal is made contingent upon the terms and conditions covered in New York State Electric and Gas Corp.'s street lighting filed tariff agreement with the Town of Lancaster, District No. 1.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

File: R-LGHTNG (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, The Marrano Corporation, 2730 Transit Road, West Seneca,
New York, has requested the Town Board of the Town of Lancaster to accept
work completed under Public Improvement Permit No. 109 (street lights) for
the installation of improvements within Country View East Subdivision,
Phase IV, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements under
the aforesaid Public Improvement Permit and has recommended the approval
thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvement within
Country View East Subdivision, Phase IV, be and is hereby approved and
accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 109 - Street Lights

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

File: R-P.I.P. (P4)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK, TO WIT:

WHEREAS, It is the intention of the Town Board of the Town of Lancaster to sponsor a Youth Initiative-Social Work Counselor Program within the geographic area of the Town of Lancaster for the period of January 1, 1989 through December 31, 1989, and

WHEREAS, the Town Board, by resolution dated May 18, 1988, has heretofore authorized such joint program for the period commencing July 1, 1988 and ending June 30, 1989, with the Lancaster Central School District, and

WHEREAS, it is in the public interest that the Town of Lancaster see to the continuation of this worthwhile program inasmuch as the other participant in the program, the Lancaster Central School District, has so indicated its intention to continue the program beyond the current fiscal year, and

WHEREAS, a proposed budget for the Youth Initiative-Social Work Counselor Program has been submitted for the period January 1, 1989 through December 31, 1989, in the sum of \$18,989.00, subject to final approval by the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, That the renewal application to the New York State Division for Youth is in all respects approved and that Stanley Jay Keysa, Supervisor of the Town of Lancaster, be and hereby is authorized and directed to execute and present the aforesaid application to the New York State Division for Youth, Albany, New York, for its approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, The Marrano Corporation, 2730 Transit Road, West Seneca, New York, has requested the Town Board of the Town of Lancaster to accept work completed under Public Improvement Permit No. 108 (street lights) for the installation of improvements within Heritage Hills Subdivision, Phase II(A), within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements under the aforesaid Public Improvement Permit and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvement within Heritage Hills Subdivision, Phase II(A), be and is hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 108 - Street Lights

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

September 6, 1988

File: R-P.I.P. (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR KEYSA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the New York State Department of Transportation proposes
reconstructing Transit Road between Walden Avenue and Genesee Street, and

WHEREAS, the State D.O.T. must enter into a Utility Work Agreement
with the Town of Lancaster for the purpose of relocating and/or adjusting
town-owned water lines, storm sewers and appurtenances thereto, and

WHEREAS, the Town Engineer of the Town of Lancaster has made certain
recommendations to the Town Board regarding this proposed reconstruction as it
affects drainage and traffic volume on Pleasant View Drive, and

WHEREAS, the Town Attorney has reviewed the proposed Agreement,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
authorizes the Supervisor of the Town of Lancaster to execute the Utility Work
Agreement with the State D.O.T. for the adjustment and relocation of town-owned
water lines, storm sewers and appurtenances thereto, in the vicinity of the
aforementioned project, and

BE IT FURTHER

RESOLVED, that the Town Board of the Town of Lancaster requests that
the State D.O.T. take action to correct the following problems as they affect
Pleasant View Drive:

- (1) Increase storm drainage capacity from Pleasant View Drive
to Ellicott Creek, since the Town experiences drainage
problems along Transit Road due to insufficient capacity
for the runoff collected on the east side of Transit Road.
- (2) Provide a left turn lane on Pleasant View Drive at the
intersection with Transit Road to alleviate current volume
related traffic delays, and

- (3) Provide a sidewalk on the east side of Transit Road from Rehm Road north to Pleasant View Drive to assure improved student access to Hillview Elementary School, which is located at the intersection of Transit Road and Pleasant View Drive.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, It is the intention of the Town Board of the Town of Lancaster to sponsor a Youth Bureau Program within the geographic area of the Town of Lancaster for the period of January 1, 1989 through December 31, 1989, and

WHEREAS, the Town of Lancaster is about to submit a renewal application for state aid for the operation of such Youth Bureau Program to the New York State Division for Youth, Albany, New York, for partial reimbursement of funds to be expended on said program, and

WHEREAS, a proposed budget for the Youth Bureau Program has been submitted for the period January 1, 1989 through December 31, 1989, in the sum of \$73,227.00, subject to final approval by the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that the renewal application to the New York State Division for Youth is in all respects approved and that Stanley Jay Keysa, Supervisor of the Town of Lancaster, be and hereby is authorized and directed to execute and present the aforesaid application to the New York State Division for Youth, Albany, New York, for its approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

September 6, 1988

File: R-STATE-YTH (P3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA, TO WIT:

WHEREAS, It is the intention of the Town Board of the Town of Lancaster to sponsor a Youth Service Program within the geographic area of the Town of Lancaster for the period of January 1, 1989 through December 31, 1989, and

WHEREAS, the Town of Lancaster is about to submit a renewal application for state aid for the operation of such Youth Service Program to the New York State Division for Youth, Albany, New York, for partial reimbursement of funds to be expended on said program, and

WHEREAS, a proposed budget for the Youth Service Program has been submitted for the period January 1, 1989 through December 31, 1989, in the sum of \$54,512.00, subject to final approval by the Town Board,

NOW, THEREFORE, BE IT

RESOLVED:

That the renewal application to the New York State Division for Youth is in all respects approved and that Stanley Jay Keysa, Supervisor of the Town of Lancaster, be and hereby is authorized and directed to execute and present the aforesaid application to the New York State Division for Youth, Albany, New York, for its approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated August 22, 1988, has requested permission to attend the Association of New York State Youth Bureaus 18 Annual Conference, to be held at Rochester, New York, from October 16th through October 19th, 1988,

NOW, THEREFORE, BE IT

RESOLVED, that JOHN TROJANOWSKY, Executive Director of the Youth Bureau of the Town of Lancaster, be and hereby is authorized to attend the Association of New York State Youth Bureaus 18 Annual Conference, to be held at Rochester, New York, from October 16th through October 19th, 1988, and

BE IT FURTHER

RESOLVED, that expense reimbursement for ordinary and necessary expenses be authorized in an amount not to exceed a total of \$460.00, including mileage, and

BE IT FURTHER

RESOLVED, that said reimbursement will be made only upon submission of proper documentation and substantiation of expenses, including receipts, to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

September 6, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

WHEREAS, Lancaster Development, Inc., 5854 Main Street, Williamsville, New York 14221, has applied to the Town Board of the Town of Lancaster for permits to construct Public Improvements upon real property in the Town of Lancaster within Plumb Estates South, Phase II, and

WHEREAS, Plumb Estates South, Phase II, is a subdivision within the Town of Lancaster, filed under Map Cover No. 2491 in the Erie County Clerk's Office on August 1, 1987, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public Improvements requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit application Nos. 160 and 161 of Lancaster Development, Inc., 5854 Main Street, Williamsville, New York, for the installation of:

P.I.P. No. 160 (Street Lighting)	Install street lighting per plan prepared by New York State Electric & Gas Corp. I/A/W Town of Lancaster specifications in Plumb Estates South, Phase II.
P.I.P. No. 161 - (Sidewalk)	Construct 4' wide concrete sidewalk parallel to all curbing (approx. 2,782 l.f.) in Plumb Estates South, Phase II.

be and are hereby approved and the installation of the improvements requested be and are hereby authorized, subject to the following condition:

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting and sidewalks, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, and conveyance of Warranty Deed with adequate title insurance and bill of sale of improvements rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

File: R-P.I.P. (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 3306 to Claim No. 3579 Inclusive.

Total amount hereby authorized to be paid:

\$345,718.83

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

September 6, 1988

File: R-CLAIMS

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

RESOLVED, that the following Building Permit Applications be and
are hereby approved and the issuance of these Building Permits be and are
hereby authorized:

<u>NO.</u>	<u>TREE</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
425		Pasquale DiBartolomeo	668 Aurora St.	ER. ENC. PORCH
426	(T)	All-Craft Homes	105 Schlemmer Rd.	ER. SIN. DWLG
427		David Tabaczynski	185 Pavement Rd.	ER. GARAGE
428	(T)	Iona Builders Inc.	36 Running Brook Dr.	ER. SIN. DWLG
429	(T)	Iona Builders Inc.	23 Gale Dr.	ER. SIN. DWLG
430	(T)	R.H. Winkhofer Inc.	533 Harris Hill Rd.	ER. SIN. DWLG
431		Stan Trzaska	5236 William St.	ER. SHED
432		Mark Cray	6 Pheasant Run	ER. FENCE
433		Pat Gullickson	5685 Broadway	ER. FENCE
434		Diana Schnitzer	3878 Walden Ave.	ER. POOL
435		Robert Skomra	62 Pheasant Run	ER. FENCE
436		Edward Hejna	5198 William St.	ER. SHED
437	(T)	Advanced Bldg. Systems	4238 Walden Ave.	ER. PUBLIC GARAGE
438	(T)	Aiken Agency, Inc.	141 Westwood Rd.	ER. SIN. DWLG
439		Ken Pautler	18 Quail Hollow	ER. SHED
440		John Ordong	5203 Genesee St.	ER. ROOF
441	(T)	Steve Moeller	161 N. Maple Dr.	ER. SIN. DWLG
442		M/M Robert Whitman	7 Country Pl.	ER. FENCE
443	(T)	Marrano/Marc Equity	80 Heritage Dr.	ER. SIN. DWLG
444	(T)	Dicom Const. Inc.	4731 Transit Rd.	ER. 8 FAMILY UNITS
445		Sharon Kufel	1163 Penora St.	ER. FENCE
446		Bella Vista	6495 Transit Rd.	ER. SIGN
447	(T)	Woodbridge Corp.	33 Fieldstone Ln.	ER. SIN. DWLG
448		Thomas Dickinson	113 Ransom Rd.	ER. FENCE
449	(T)	Ferry Builders	151 Nichter Rd.	ER. SIN. DWLG
450		Wayne Wahl	26 Quail Hollow	ER. SHED
451		Stan Nowacki	725 Erie St.	ER. SHED
452	(T)	Allcraft Inc.	19 Plumb Creek Tr.	ER. SIN. DWLG
453		David C. Filipski	106 Stony Rd.	ER. SHED

454	Frederick Weir	292 Ransom Rd.	ER. SAT. DISH, TOWER
455	Walter Szymanski	260 Pleasant View Dr.	ER. FENCE
456	M/M Kalczyński	12 Jenny Lane	ER. SHED
457 (T)	Lovejoy Builders	426 Lake Ave.	ER. SIN. DWLG
458	Robert Dohn	53 Charlton	ER. SHED
459	Denis Sujka	1229 Penora St.	ER. ENC. PATIO
460 (T)	Centennial Homes	28 Running Brook	ER. SIN. DWLG
461 (T)	Marrano Marc Equity	25 Greenmeadow	ER. SIN. DWLG

and,

BE IT FURTHER

RESOLVED, that upon the recommendation of the Building Inspector, by letter dated August 29, 1988, Building Permit Application No. 389, issued to Kenneth Kreiger, to erect a fence on premises located on 5819 Genesee Street, be and is hereby approved, and,

BE IT FURTHER

RESOLVED, that Building Permit Application Nos. 426, 430, 438, 441, 449, and 457 be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
 COUNCILMAN GIZA VOTED YES
 COUNCILMAN KWAK VOTED YES
 COUNCILMAN MILLER VOTED YES
 SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

File: R-BLDG

PREFILED RESOLUTION NO. 21

Kwak/_____ Accept P.I.P. No. 129 - Retention Pond in Warnerview
Estates, Phase I

At the request of Councilman Kwak, Prefiled Resolution No. 21, was withdrawn until such time as this subdivision is 90% complete and construction siltation would not adversely affect this facility.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Galasso Family Enterprises, 5854 Main Street,
Williamsville, New York 14221, has requested the Town Board of the Town of
Lancaster to accept work completed under Public Improvement Permit No. 119
(pavement and curbs) for the installation of an improvement within Plumb
Estates South, Phase II, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvement under the
aforesaid Public Improvement Permit and has recommended the approval
thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvement within
Plumb Estates South, Phase II, be and is hereby approved and accepted by the
Town Board of the Town of Lancaster:

P.I.P. No. 119 - Pavement and Curbs

conditioned, however, upon the following:

1. Receipt and approval by the Town Attorney of deeds, easements,
title report, title insurance and bill of sale of improvements
for the property conveyed to the Town of Lancaster.
2. Receipt and approval by the Town Clerk of a maintenance bond
for the improvement accepted herein.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

File: R-P.I.P. (P5)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

WHEREAS, The Marrano Corporation, 2730 Transit Road, West Seneca, New York 14224, has requested the Town Board of the Town of Lancaster to accept work completed under Public Improvement Permit No. 146 (Retention Basin) for the installation of a retention basin for Country View East Subdivision, said retention basin being located on Lancaster Senior High School property, east of the intersection of Forton Drive and Central Avenue, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvement under the aforesaid Public Improvement Permit and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvement within Country View Estates Subddivision, be and is hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 146 - Retention Basin

conditioned, however, upon the following:

1. Receipt and approval by the Town Clerk of a maintenance bond for the improvement accepted herein.

and

BE IT FUTHER

RESOLVED, that upon presentation of a proper voucher, the Supervisor be and is hereby authorized to refund to The Marrano Corporation cash security deposits which have been placed on deposit with the Town of Lancaster for the faithful performance and installation of the retention basin herein approved and accepted.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

September 6, 1988

File: R-P.I.P. (P4)

Councilman Miller requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA, TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster, by letter dated August 24, 1988, has requested authorization to purchase one Heavy Duty Sand and Salt Spreader, and

WHEREAS, by same letter, the Highway Superintendent of the Town of Lancaster has recommended that said spreader be purchased from the low bidder of George & Swede Sales and Service, 7155 Big Tree Road, Pavilion, New York 14525, for the total price of \$4,418.02,

NOW, THEREFORE, BE IT

RESOLVED, that the Highway Superintendent of the Town of Lancaster be and is hereby authorized to purchase from George & Swede Sales and Service, 7155 Big Tree Road, Pavilion, New York, one Heavy Duty Sand and Salt Spreader, for the total price of \$4,418.02, and

BE IT FURTHER

RESOLVED, that the necessary funds to cover the purchase of this equipment be drawn from the balance of the Truck and Related Equipment Budget (Budget Account No. 13-5130-0225) of the Highway Department.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 6, 1988

File: R-PURCHASING

STATUS REPORT ON UNFINISHED BUSINESS:

1. Detention Basin - Milton Drive
On June 6, 1988, the Town Engineer was directed to expedite this project.
2. Detention Basin - School Property for Country View East
On June 20, 1988, the Town Board authorized issuance of P.I.P. No. 146 (retention basin). On September 6, 1988, the Town Board accepted this public improvement. The Town Clerk was directed to remove this item from future Town Board agendas.
3. Excavating Permit - Amadori Construction (125 Cemetery Road)
On August 23, 1988, this matter was referred to the Planning Board, Town Engineer, Building Inspector, and Planning Consultant for review and recommendation.
4. Excavating Permit - Amadori Construction (Schaff Property Site)
On August 23, 1988, this matter was referred to the Planning Board, Town Engineer, Building Inspector, and Planning Consultant for review and recommendation.
5. Public Improvement Permit Authorization - Country View East Subdivision, Phase I (Marrano/Marc Equity)
The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1988.
6. Public Improvement Permit Authorization - Country View East Subdivision, Phase IV (Marrano/Marc Equity)
This item remains under unfinished business until P.I.P. No. 109 (street lighting) is accepted by the Town Board. On September 6, 1988, the Town Board accepted this public improvement. The Town Clerk was directed to remove this item from future Town Board agendas.
7. Public Improvement Permit Authorization - Countryside Subdivision, Phase II (Josela Enterprises)
This item remains under unfinished business until P.I.P. No. 102 (street lights) is accepted by the Town Board. On September 6, 1988, the Town Board accepted this public improvement. The Town Clerk was directed to remove this item from future Town Board agendas.
8. Public Improvement Permit Authorization - Forestream Village Subdivision, Phase I (DiLapo)
On June 20, 1988, the Town Board authorized issuance of P.I.P. Nos. 154 (storm sewer), 155 (water line), 156 (curbs), 157 (floodway grading) and 158 (pavement).
9. Public Improvement Permit Authorization - Heritage Hills Subdivision, Phase I (Marrano/Marc Equity)
This item remains under unfinished business until P.I.P. No. 65 (retention pond) is accepted by the Town Board
10. Public Improvement Permit Authorization - Heritage Hills Subdivision, Phase II(A) (Marrano/Marc Equity)
This item remains under unfinished business until P.I.P. No. 108 (street lighting) is accepted by the Town Board. On September 6, 1988, the Town Board accepted this public improvement. The Town Clerk was directed to remove this item from future Town Board agendas.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D:

11. Public Improvement Permit Authorization - Indian Pine Village
(Fischione Const., Inc.)
On August 10, 1987, the Town Clerk was authorized to issue P.I.P. Nos. 122 (street lighting), 123 (sidewalk) and 125 (storm sewer). On September 8, 1987, the Town Clerk was authorized to issue P.I.P. No. 128 (Detention Basin). On December 21, 1987 the Town Board accepted P.I.P. No. 124 (pavement & curbs), and 125 (water lines).
12. Public Improvement Permit Authorization - Lancaster Commerce Center
(Gelert Development)
On June 6, 1983, the Town Board authorized issuance of P.I.P. Nos. 79 (water main) and 80 (retention basin).
13. Public Improvement Permit Authorization - The Meadows (Giallanza)
On May 16, 1988, the Town Board authorized issuance of P.I.P. Nos. 147 (waterline), 148 (pavement and curbs) and 149 (storm sewer) on May 16, 1988.
14. Public Improvement Permit Authorization - Pine Tree Farm (Josela - East off Aurora Street)
On August 1, 1988, the Town Board authorized issuance of P.I.P. No. 159 (water line).
15. Public Improvement Permit Authorization - Plumb Estates South, Phase I (Galasso)
This item remains under unfinished business until P.I.P. No. 151 (street lighting) is accepted by the Town Board.
16. Public Improvement Permit Authorization - Plumb Estates South, Phase II (Galasso)
This item remains under unfinished business until P.I.P. No. 160 (street lighting) is accepted by the Town Board.
17. Public Improvement Permit Authorization - Warnerview Estates, Phase I (Donato)
This item remains under unfinished business until P.I.P. No. 129 (detention basin) and P.I.P. No. 152 (street lighting) is accepted by the Town Board.
18. Public Improvement Permit Authorization - Warnerview Estates, Phase II (Donato)
On June 20, 1988, the Town Board authorized issuance of P.I.P. Nos. 143 (storm sewer) 144 (water line) and 145 (pavement and curbs).
19. Rezone Petition - Lura Ballagh
On July 1, 1988, this matter was referred to the Planning Board, Town Attorney, Building Inspector, and Planning Consultant for review and recommendation.
20. Rezone Petition - Robert J. Deutschlander
On September 6, 1988, the Town Board held a public hearing on this matter and reserved decision.
21. Rezone Petition - Genesis Development of W.N.Y., Inc.
On August 24, 1988, this matter was referred to the Planning Board, Town Attorney, Building Inspector, and Planning Consultant for review and recommendation.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D:

22. State Contract Grant - 40 Clark Street Museum
Application for grant has been filed.
23. State Contract Grant - Hazmat Team
Application for grant has been filed.
24. Subdivision Approval - Meadowland Subdivision (Bosse - Off Redleln Dr.)
On November 6, 1986, this matter was referred to the Planning Board Chairman, Chief Fowler, Highway Superintendent, Town Engineer, and Town Planning Consultant for review and report.
25. Subdivision Approval - Pine Tree Farm (Josela - Off Aurora St.)
On June 1, 1988, this matter was referred to the Planning Board, Town Engineer, Building Inspector, Planning Consultant, Highway Superintendent, Police Chief and Twin District Fire Chief for review and recommendation. On June 6, 1988, a SEQR review was held on this matter and a Negative Declaration adopted.
26. Traffic Survey - William Street East to Schwartz Road
On May 16, 1988, this matter was referred to the Police Chief for report.
27. Traffic Survey - Genesee Street East of Harris Hill Road
On May 16, 1988, this matter was referred to the Police Chief for report and recommendation.
28. Zoning Ordinance and Map Update
A SEQR review on the Zoning Map was held on September 6, 1988.
29. Zoning Ordinance Amendment - Campers and Boats
On March 21, 1988, the Town Board held a public hearing on this matter and reserved decision.

PERSONS ADDRESSING THE TOWN BOARD:

None

COMMUNICATIONS:DISPOSITION

- | | |
|---|--|
| 725. County Dept. of Health to Planning Board -
Comments re: sewage disposal system in Rustic
Park (Lura Ballagh Rezone Petition.) | Hearing File
Town Attorney Hearing
Building Inspector |
| 726. Jack Patterson to Town Clerk -
Transmittal of P.I.P.s re: Plumb Estates
South, Phase II. | R & F |
| 727. N.Y.S. Board of Equalization and Assessment to
Assessor -
Final railroad ceilings for railroad real
property. | R & F |
| 728. N.Y.S. Board of Equalization and Assessment to
Assessor -
Final franchise assessments for utility
and cable companies. | R & F |
| 729. Lancaster-Depew Soccer Club to Town Board -
Expression of appreciation for medical
coverage by LVAC during the soccer tournament. | R & F |
| 730. Town Engineers to County Water Authority -
Resubmittal of letters for Heritage Hills,
II(B) and Country View East, Phase V along
with "Record Drawings". | R & F |
| 731. Town Engineers to County Water Authority -
Transmittal of documentation for review and
recommendation re: completion of Heritage
Hills, II(B) Subdivision. | R & F |
| 732. Town Engineers to County Water Authority -
Transmittal of documentation for review and
recommendation re: completion of Country
View East, Phase V Subdivision. | R & F |
| 733. N.Y.S. Dept. of Environ. Conservation to
National Fuel Gas Supply Corp. -
Notice of Special Condition No. 12 added to
DEC Permit re: Cayuga Creek blasting. | Building Inspector
Chief Fowler
Chief of Town Line Fire
R & F |
| 734. Barry Agosti, 3 Pheasant Run La. to Town Board -
Comments re: Inadequacy of Police Force. | Chief Fowler |
| 735. Tom Greenauer Development Inc. to Marrano Corp. -
Notice of absolvment from further restoration
within area of topsoil pile at Central Ave.
Detention Pond Project. | R & F |
| 736. County Div. of Highways to Supervisor -
Notice that Ransom Rd. Bridge over Ellicott
Creek will be re-posted for maximum load limit
of 10 tons. | R & F |
| 737. Continental Insurance Loss Control Rep. to
Town Clerk -
Comments re: Policy CBP 601683. | R & F |
| 738. NYSEG to Town Board -
Proposal for street lighting on Greenmeadow Dr.
and Heritage Dr. within Heritage Hills
Subdivision, Phase II(B). | R & F |
| 739. Town Clerk to Planning Board Chair. -
Transmittal of Amadori Construction Co.
Excavating Permit Application, 125 Cemetery Rd. | R & F |

COMMUNICATIONS CONT'D.:DISPOSITION

- | | |
|---|---|
| 740. Town Clerk to Planning Board Chair. -
Transmittal of Amadori Construction Co.
Excavating Permit Application, Schaff property
site. | R & F |
| 741. Town Clerk to Planning Board Chair. -
Transmittal of Genesis Devel. of W.N.Y. rezone
petition. | R & F |
| 742. Planning Board to Town Board -
Minutes from meeting held 8/17/88. | R & F |
| 743. Planning Board to Town Board -
Recommendation of approval of conditional
rezone as petitioned by Lura Ballach. | Town Attorney set
Public Hearing |
| 744. David M. Lechner to Town Board -
Request appointment to Planning Board. | Planning Committee |
| 745. Nelson A. Rockefeller Institute of Government to
Supervisor -
Invitation to attend Third Annual State/Local
Relations Conference to be held 10/6/88 in
Albany. | Town Clerk for Resolu-
tion - if necessary |
| 746. County Div. of Highways to Supervisor -
Report on traffic counts and comments re:
Cemetery and Nichter Rds. and Westwood and
Ransom Rds. | Chief Fowler |
| 747. M/M Nardolillo, M/M Kuntz, and M/M Wieand to
Supervisor -
Request 40 mph speed limit and sign "Caution -
Children at Play" on Schwartz Rd., between
William and Hall Rd. | Chief Fowler |
| 748. The Marrano Corp. to Residents -
Notice that structures from rear property line
north side of Wayside Dr. must be removed by
9/6/88 re: completion of detention basin. | R & F |
| 749. Ursula E. Poltras for 232, 238, 244 Wayside Dr.
to Depew Village Mayor -
Request completion of investigation and meeting
re: drainage and flooding problems. | R & F |
| 750. Youth Bureau Ex. Dir. to Town Board -
Request permission to attend the Assoc. of
N.Y.S. Youth Bureaus 18th Annual Conference at
Rochester from 10/16-19/88. | R & F |
| 751. Town Engineers to Town Board -
Engineering Annual Contract Proposal for 1989. | R & F |
| 752. Town Clerk to Zoning Board Members, Building
Inspector and Dep. Town Attorney -
Transmittal of variance petitions of Marcezin
and Viscusi for meeting to be held 9/8/88. | R & F |
| 753. Youth Bureau Ex. Dir. to Supervisor -
Transmittal of brochures and programs re:
summer program. | R & F |
| 754. Town Engineers to Town Board -
Recommendation that paving P.I.P. for Plumb
Estates South, Phase II be accepted. | R & F |

COMMUNICATIONS CONT'D.:DISPOSITION

755. Assessor to Town Board - Annual Report.	R & F
756. Building Inspector to Town Board - Request charges against Kenneth Kriger re: fence be dismissed.	R & F
757. Donald Symer to Town Board - Proposals and comments re: Special Garbage Collection District.	Solid Waste Committee
758. Highway Supt. to Town Board - Request purchase of heavy duty sand and salt spreader from George & Swede Sales & Service.	Town Clerk - Suspended Resolution
759. Highway Supt. to Town Board - Notice of delivery of leaf loader on 8/19/88.	R & F
760. Melvin Szymanski to Town Clerk - Request appointment as member to Planning Board.	Councilman Kwak
761. Town Clerk to Fire Chiefs and Presidents - Notice of annual inspection to be held 9/17/88.	R & F
762. National Fuel to Supervisor - Notice of request to PSC for rate increase.	R & F
763. Leo S. Wagner, D.D.S. to Town Board - Expression of appreciation for the band concerts.	R & F
764. State Assemblyman Gary Proud to Supervisor - Reply to letter re: proposed legislation to increase election inspectors' salaries.	R & F
765. Combined Hazmat Team to County Emergency Services Commissioner - Request participation of Team and Supervisor in any future Hazmat incident.	R & F
766. Combined Hazmat Team to Supervisor - Transmittal of letter re: participation in any future County Hazmat incident.	R & F
767. County Dept. of Environ. and Planning to Supervisor - Results of SEQOR review of Zoning Map revision.	R & F
768. Town Engineers to Town Board - Recommend acceptance of Detention Pond P.I.P. re: Warnerview Estates, Phase I.	Engineer
769. County Dep. Comm. of Highways to Supervisor - Notice that property at 859 Ransom Rd. is scheduled for ditching and trimming of back slope.	R & F
770. Supervisor to NSYDOT - Transmittal of executed copies of PUWA form re: proposed Transit Rd. Reconstruction Project.	R & F
771. Town Attorney to Library Board of Trustees - Advice re: filling of vacant positions.	R & F
772. NYSEG to Supervisor - Comments re: 1989 Street Lighting Budget.	R & F

COMMUNICATIONS CONT'D.:DISPOSITION

773. Town Engineers to County Water Authority -
Confirmation of 8/30/88 on-site inspection of
water improvement re: Heritage Hills
Subdivision, Phase II(B).

R & F

774. Town Engineers to County Water Authority -
Confirmation of 8/30/88 on-site inspection of
water improvement re: Country View East
Subdivision, Phase V.

R & F

775. Town Engineers to Supervisor -
Recommend acceptance of Lancaster H.S.
Detention Pond within Country View East
Subdivision.

Copy to Lancaster
School District

R & F

776. Fox & Co. to Supervisor -
Summary of article entitled "Funding of Billed
Retirement".

R & F

Supervisor Keysa requested a suspension of the necessary rule for
immediate consideration of the following communication -

777. County Dept. of Environment and Planning to
Northeast Board Members -
Re: Joint Meeting of Southtowns Solid Waste
Steering Committee and the Northeast Solid
Waste Management Board.

R & F

ADJOURNMENT

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 10:45 P.M. out of respect to:

Roy Restal I
George Reu
Arlie B. Schwan ✓
Loretta Volker ✓

Signed Robert P. Thill
Robert P. Thill, Town Clerk